

INTRODUCED BY MR. WOODLEY,

JANUARY 15, 1913.

REFERRED TO COMMITTEE ON MEDICAL AND DENTAL LAWS.

## AN ACT

AUTHORIZING AND REGULATING THE PRACTICE OF CHIROPRACTIC IN THE STATE OF CALIFORNIA; CREATING A STATE BOARD OF CHIROPRACTIC EXAMINERS; PROVIDING FOR THE APPOINTMENT OF THE SAME; DEFINING ITS POWERS, DUTIES AND EMOLUMENTS; TO PROVIDE FOR THE EXAMINATION AND LICENSING OF CHIROPRACTORS IN THE STATE OF CALIFORNIA, AND TO REPEAL ALL ACTS OR PARTS OF ACTS IN CONFLICT HERewith.

*The people of the State of California do enact as follows:*

1     SECTION 1. A board is hereby created and established to be  
2     known by the name of the state board of chiropractic  
3     examiners. Said board shall be composed of three (3) prac-  
4     ticing chiropractors of integrity and ability, who shall be  
5     residents of the State of California, and who shall have prac-  
6     ticed the art of chiropractic continuously in the State of  
7     California for a period of not less than one year. No two  
8     members of said board shall be graduates of, or belong to the  
9     same school or college of chiropractic.

10    SEC. 2. The governor of the State of California shall within  
11    thirty (30) days after the taking effect of this act, appoint  
12    three chiropractors, who shall possess the qualities specified in  
13    section 1 of this act, to constitute the members of said board.  
14    Said members shall be so timed by the governor that the term  
15    of office of one shall expire in one year, one in two years and

one in three years from the date of appointment. Annually thereafter the governor shall appoint one member, who shall possess the qualifications specified in section 1 of this act, to serve for a period of three years, and fill all vacancies in said board caused by death or otherwise, as soon as practicable.

Sec. 3. The said board of chiropractic examiners shall convene within thirty days after their appointment, and from among their number elect a president, a secretary and treasurer. Said board shall have authority to administer oaths, take affidavits, summon witnesses and take testimony of matters pertaining to their duties. They shall adopt a seal which shall be affixed to all licenses issued by them, and shall from time to time adopt such rules and regulations as they may deem proper and necessary for the performance of their duties, and they shall adopt a schedule of minimum educational requirements as stated in section 7 of this act, which shall be without favor, prejudice, or discrimination as to the different schools of chiropractic. The secretary of said board shall keep a record of the proceedings of the board, which shall be at all times open to public inspection. Said board shall, also, keep on file with the secretary of state, a copy of their rules and regulations for public inspection, and shall elect annually a president, secretary and treasurer. A majority of said board shall constitute a quorum.

Sec. 4. Chiropractic includes the principles which compose the science, the art of vertebral adjusting and the philosophy thereof. A chiropractor is one who has the knowledge of the principles of which the science of chiropractic is composed, and the acquired skill and ability to perform the art of adjusting by hand the bones of the skeletal frame, more particularly those of the neuroskeleton, together with an understanding of the philosophy of the science and art of vertebral adjusting.

Sec. 5. A license to practice chiropractic within this state shall be issued to the individual members of said board at their first meeting upon payment of the regular fee as provided for in this act in section 6. The aforesaid board shall meet as a state board for the examination of chiropractors on the first

1 Tuesday in April, July, October and January of each year.  
2 The meetings of April and October shall be held in San Fran-  
3 cisco and the ones in July and January in Los Angeles.

4 SEC. 6. Any person desiring to practice chiropractic in this  
5 state shall make application to said board of chiropractic  
6 examiners through the secretary thereof upon such form and  
7 in such manner as shall be adopted and directed by the board.  
8 There shall be paid to the secretary of the state board of chiro-  
9 practic examiners by each applicant for a license a fee of  
10 twenty (\$20) dollars, which shall accompany the application.

11 SEC. 7. Any person making application for examination for  
12 a license to practice the art of chiropractic shall satisfy the  
13 board of chiropractic examiners that he or she is a graduate  
14 from an incorporated college of chiropractic and has to his or  
15 her credit a two years' course of study, each year consisting of  
16 eight months. The examination for a license to practice chiro-  
17 practic shall be made in anatomy, physiology, pathology, etiol-  
18 ogy, biology, nerve tracing, palpation, specific adjusting chiro-  
19 practic orthopedy and the principles of the theory and practice  
20 of chiropractic. These examinations shall be made by said  
21 board according to the method deemed by it to be the most  
22 practical and expeditious, sufficiently so to test the applicant's  
23 qualification. Each applicant shall be designated by a number  
24 instead of his or her name, so that the identity of each person  
25 will not be known to the members of the board until after the  
26 examination papers are graded. All examinations shall be  
27 made in writing in the branches named above. A license shall  
28 be granted to all applicants who shall answer seventy-five (75)  
29 per cent of all questions correctly and not less than sixty (60)  
30 per cent in any one branch of said examination.

31 SEC. 8. All chiropractors who are residents of this state and  
32 who hold an unrevoked certificate at the time this bill becomes  
33 a law, issued either by the board of examiners of the California  
34 association of chiropractors, or by the board of examiners of  
35 the federated chiropractors of California, shall be granted a  
36 license as herein provided without an examination; *provided,*  
37 that an application be made within sixty (60) days after the

1 taking effect of this act, and accompanied by the required fee  
2 as herein provided.

3 Sec. 9. The state board of chiropractic examiners may  
4 refuse to grant or revoke a license to practice chiropractic, or  
5 may cause any licentiate's name to be removed from the records  
6 in the office of the recorder of deeds in this state, upon any of  
7 the following grounds, to wit: the employment of fraud or  
8 deception in applying for a license or in passing the examina-  
9 tion provided for in this act; the practice of chiropractic under  
10 a false or assumed name; the conviction of a crime of moral  
11 turpitude; habitual intemperance in the use of alcoholic  
12 liquors, narcotics or stimulants to such an extent as to incapac-  
13 itate him or her for the performance of their professional duties.  
14 Any person who is a licentiate, or an applicant for a license to  
15 practice chiropractic against whom any of the foregoing causes  
16 for revoking or refusing a license has been presented to said  
17 board with a view of having the board revoke or refuse to grant  
18 a license, shall be furnished with a copy of the complaint, and  
19 shall have a hearing before said board in person, or by an  
20 attorney; witnesses may be examined by said board respecting  
21 the guilt or innocence of the accused. Said board may at any  
22 time within two years of the refusal or revocation or cancella-  
23 tion of registration under this section, by a majority vote, issue  
24 a new license to the person affected, restoring him or her to and  
25 conferring upon him or her all the rights and privileges of, and  
26 pertaining to the practice of chiropractic as defined and regu-  
27 lated by this act. Any person to whom such rights have been  
28 restored shall pay to the secretary the sum of twenty (\$20)  
29 dollars upon the issuance of the new license.

30 Sec. 10. Each member of the board shall receive the sum of  
31 fifteen (\$15) dollars per day for actual time served and three  
32 cents per mile for each mile travelled to and from the place of  
33 meeting of the board. The secretary in addition to the above  
34 shall receive the sum of one hundred (\$100) dollars per year.  
35 All money in excess of the actual expenses of the board shall  
36 be paid annually into the state treasury. Any person who shall  
37 practice or attempt to practice, or advertise, or hold himself or

1 herself out as practicing the art of chiropractic in this state,  
2 without having at the time of so doing, a valid unrevoked  
3 license, as provided in this act, shall be declared guilty of a  
4 misdemeanor and upon conviction thereof, shall be punished by  
5 a fine of one hundred (\$100) dollars, or by imprisonment in  
6 the county jail for a term of thirty (30) days, or by both such  
7 fine and imprisonment. Every person who shall receive a  
8 license from the California state board of chiropractic exam-  
9 iners shall have it recorded in the office of the recorder of deeds  
10 in the county in which he or she is a practitioner, and shall  
11 likewise have it recorded in the county or counties to which he  
12 or she may subsequently remove for the purpose of practicing  
13 the art of chiropractic. The failure or refusal on the part  
14 of the holder of a license to have it recorded shall be sufficient  
15 reason for the board to revoke or cancel said license, thereby  
16 rendering it null and void.

17 Sec. 11. Registered chiropractors shall display their cer-  
18 tificates of registration in a conspicuous place, and whenever  
19 required shall exhibit such certificate to the said board of  
20 chiropractic examiners or its representatives. Chiropractic  
21 practitioners shall observe and be subject to all state and mu-  
22 nicipal regulations relating to the control of contagious and  
23 infectious diseases, sign death certificates and be subject to  
24 any and all matters pertaining to public health, to the proper  
25 health officers the same as other practitioners.

26 Sec. 12. The recorder of deeds of each county in this  
27 state shall keep for public inspection, in a book provided for  
28 that purpose, a complete list and description of the licenses  
29 recorded by him. When any such license is presented to him  
30 for record he shall write upon the face thereof his memoran-  
31 dum, describing such license and the date of its presentation  
32 for record.

33 Sec. 13. The licenses granted and described in sections  
34 five and seven of this act do not authorize the holder thereof  
35 to prescribe drugs, perform major surgery or obstetrics.

36 Sec. 14. Chiropractic is hereby declared not to be the  
37 practice of medicine, or surgery, or obstetrics within the

1 meaning of chapter LI, statutes 1901 and is not subject to the  
2 provisions of this act.

3     Sec. 15. All acts and parts of acts in conflict herewith  
4 are hereby repealed. Nothing in this act, however, shall be  
5 construed to interfere with any other method or science of  
6 healing in this state.